

ORIGINAL

RECEIVED

IN THE UNITED STATES DISTRICT COURT FOR  
ALABAMA MIDDLE DISTRICT  
(Opelika)

2006 DEC 11 A 11:42  
DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

City of Phenix City, et al.,	)	Civil Action File No. 3:06-cv-01074-MHT-WC
	)	
Plaintiffs,	)	
	)	
v.	)	
McKenzie Tank Lines, Inc., d/b/a	)	
McKenzie Tank Lines of Alabama, Inc.,	)	
	)	
Defendant.	)	
	)	

**APPLICATION OF ANDREW M. THOMPSON  
TO APPEAR PRO HAC VICE**

Andrew M. Thompson, pursuant to Local Rule 83.1(b) hereby requests permission to appear *pro hac vice* in the subject case filed in the United States District Court for the Middle District of Alabama (Opelika), and states as follows:

1. I am one of the co-counsel for Defendant McKenzie Tank Lines, Inc., d/b/a McKenzie Tank Lines of Alabama, Inc.
2. I currently reside at 365 Glendale Avenue, Atlanta, Georgia 30315.
3. My business address and telephone numbers are Smith, Gambrell & Russell, LLP, Suite 3100, Promenade II, 1230 Peachtree Street, NE, Atlanta, Georgia 30309-3592. Telephone 404-815-3500; facsimile 404-815-3509. My email address is [athompson@sgrlaw.com](mailto:athompson@sgrlaw.com).
4. I am admitted to practice law in the State of Georgia and am a member in good standing of the Georgia State Bar since May 15, 1998.

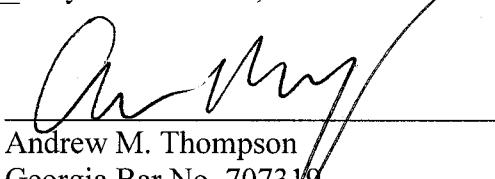
5. I am admitted to practice in, and remain a member in good standing of the United States District Court for the Northern District of Georgia - a Certificate of Good Standing is attached hereto.

6. I am also admitted to practice in the following courts and jurisdictions:

<u>Court/Jurisdiction</u>	<u>Date of Admission</u>
All Georgia State and Superior Courts	05/15/98
Supreme Court of Georgia	11/12/98
United States District Court for the Middle District of Georgia	05/29/98
United States Court of Appeals for the Sixth Circuit	07/13/99
United States Court of Appeals for the Eleventh Circuit	05/18/98

7. I declare under penalty of perjury the foregoing is true and correct.

Respectfully submitted this 9<sup>th</sup> day of December, 2006.



Andrew M. Thompson  
Georgia Bar No. 707319

Smith, Gambrell & Russell, LLP  
Suite 3100, Promenade II  
1230 Peachtree Street, N.E.  
Atlanta, Georgia 30309-3592  
(404) 815-3500  
(404) 815-3509 - facsimile

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA  
(Opelika)

City of Phenix City, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action File
	)	No. 3:06-cv-01074-MHT-WC
McKenzie Tank Lines, Inc., d/b/a	)	
McKenzie Tank Lines of Alabama, Inc.,	)	
	)	
Defendant.	)	
	)	

---

**CERTIFICATE OF SERVICE**

I hereby certify that I have served all parties with the within and foregoing **Application of Andrew M. Thompson to Appear *Pro Hac Vice*; and Order of Admission** on the date shown below by depositing a copy of same in the United States Mail, First Class postage prepaid, in an envelope addressed to the following:

Kenneth L. Funderburk, Esq.  
Funderburk, Day & Lane  
Post Office Box 1268  
Phenix City, Alabama 36868-1268

Attorney for Russell County, Alabama

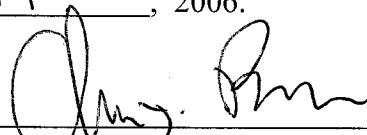
James P. Graham, Jr., Esq.  
The Graham Legal Firm  
Post Office Box 3380  
Phenix City, Alabama 36868-3380

Attorney for the City of Phenix City

Richard E. Broughton, Esq.  
Ball Ball Matthews & Novak, PA  
Post Office Box 2148  
Montgomery, Alabama 36102-2148

Co-Counsel for Defendant

This 8<sup>th</sup> day of December, 2006.

  
Counsel for Defendant



## CERTIFICATE OF GOOD STANDING

UNITED STATES OF AMERICA }  
NORTHERN DISTRICT OF GEORGIA } ss.  
} }

I, James N. Hatten, Clerk of the United States District Court for the Northern District of Georgia,

**DO HEREBY CERTIFY** that **ANDREW MCFEE THOMPSON**, State Bar No. **707319**, was duly admitted to practice in said Court on November 12, 1998, and is in good standing as a member of the bar of said Court.

Dated at Atlanta, Georgia, this 8th day of December, 2006.

JAMES N. HATTEN  
CLERK OF COURT

By:

  
\_\_\_\_\_  
Jamee Holland  
Deputy Clerk

